

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

**SAMUEL BROOKINS,
KEVIN JOHNSON,**

Defendants.

8:14CR262

ORDER

This matter is before the court on defendant Samuel Brookins' unopposed Motion to Continue Trial Date [26] as counsel needs additional time to investigate the issues and to explore plea negotiations. The defendant shall comply with NECrimR 12.1(a). For good cause shown,

IT IS ORDERED that the motion to continue trial [26] is granted, as follows:

1. The jury trial, **for both defendants**, now set for September 23, 2014 is continued to **October 28, 2014**.

2. Defendant is ordered to file a waiver of speedy trial as soon as practicable

3. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 28, 2014**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED September 11, 2014.

BY THE COURT:

s/ F.A. Gossett, III
United States Magistrate Judge